



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

May 28, 2009

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

DIAMOND T RANCH LLC  
1705 N HWY 38  
BRIGHAM CITY UT 84302

### PROOF ACKNOWLEDGMENT LETTER

**Re: Permit No. 29-13733**

Dear Permit Holder:

The department acknowledges receipt of the Proof of Beneficial Use form ("proof") and the license examination fee for the above-referenced water right permit. Enclosed is an order that reinstates this permit, since proof was submitted after the proof deadline. Please note that the priority date for the permit has been advanced to December 14, 2005, as provided in Section 42-218a(2), Idaho Code.

The extent of use as noted on your statement of completion exceeds what is allowed on the permit. I have enclosed a copy of your statement and a copy of the permit for reference. Since the permit is for 0.04 cfs and the source is ground water, there is no fee for the field exam. I have requested that a refund of the \$50 fee be mailed out to Garden Creek Ranches, LLC.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water according to the conditions of the permit.

Be advised that Section 42-248, Idaho Code, requires you as the owner of water rights to maintain current ownership and address records on file with the department. For your information, forms to file a change of ownership of a water right, or a change in the address of the water right owner are available from any department office or from the department's website at: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

If you have any questions regarding the refund please call me at 208-287-4952. If you have any questions concerning the field examination, please contact the Eastern Regional Office in Idaho Falls at 208-525-7161.

Sincerely,

Emalee Rushing  
Office Services Supervisor

Enclosures

cc: RANDALL C BUDGE  
RACINE OLSON NYE BUDGE & BAILEY CHTD  
477 SHOUPPE AVE STE 203A  
IDAHO FALLS ID 83402